

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty's Dkt: TOMOMORI 1

In re Application of:) Application Division
 TOMOMORI, Tatsuo) ATTN: PCT
 Application No.: 10/568,089) Washington, D.C.
 IA Filing Date: 05/14/2004) Confirmation No.: 7419
 For: SURFACE-TREATED STEEL SHEET FOR BATTERY..) Date: August 11, 2008

LATE SUBMISSION OF DECLARATION AND/OR TRANSLATION IN APPLICATION FILED UNDER 35 USC 371

U.S. Patent and Trademark Office
 Customer Service Window
 Randolph Building, Mail Stop Missing Parts
 401 Dulany Street
 Alexandria, VA 22314

Sir:

The present communication is in response to the "NOTICE OF MISSING REQUIREMENTS UNDER 35 USC 371..." dated April 10, 2008. Attached hereto is/are:

[XX] An executed oath or declaration in compliance with 37 C.F.R. 1.63, identifying the present application by title and priority information.
 [] Preliminary Amendment
 [XX] Additional fees as calculated below:

| | | |
|---|------------------------|----------------------|
| <input type="checkbox"/> Search fee | | \$ |
| <input type="checkbox"/> Examination fee | | \$ |
| Surcharge of \$130.00 for furnishing the oath or declaration later than [] 20 [X] 30 months from the earliest claimed priority date (37 CFR 1.492(e)). | | \$ |
| Number of each additional 50 pages or fraction thereof (round up to a whole number) | RATE | |
| | X \$260.00 | |
| Number of Claims Previously Paid For | Number of Extra Claims | Rate |
| - 20 = | | X \$ 50.00 \$ |
| 5- 3 = | 2 | X \$210.00 \$ 420.00 |
| Multiple Dependent Claims (if applicable) | | + \$370.00 \$ |
| TOTAL OF ABOVE CALCULATIONS | | \$ 550.00 |
| Reduction of ½ for filing by small entity, if applicable. Applicant claims small entity status. | -> | |
| See 37 CFR 1.27. | SUBTOTAL | |
| Processing fee of \$130.00 for late furnishing of the English translation. | \$ | |
| TOTAL NATIONAL FEE | | \$ 550.00 |

[] Surcharge for late filing of English translation: \$ 130.00
 [] Late filing of Declaration surcharge in the amount of:
 Small Entity [] \$65.00 Other than Small Entity [X] \$130.00
 [X] It is hereby petitioned for an extension of time in accordance with 37 C.F.R. 1.136(a).
 The appropriate fee required by 37 C.F.R. 1.17 is calculated as shown below:

| Small Entity | Other Than Small Entity |
|-----------------------------|-----------------------------|
| Responses Filed Within | Response Filed Within |
| [] First - \$ 60.00 | [] First - \$ 120.00 |
| [] Second - \$ 230.00 | [x] Second - \$ 460.00 |
| [] Third - \$ 525.00 | [] Third - \$1,050.00 |
| [] Fourth - \$ 820.00 | [] Fourth - \$1,640.00 |
| [] Fifth - \$1,115.00 | [] Fifth - \$2,230.00 |
| Month After Time Period Set | Month After Time Period Set |

[XX] Conditional Petition for Extension of Time:
 If any extension of time for a response is required, applicant requests that this be considered a petition therefor.
 [XX] Submitted herewith is a Credit Card Authorization, authorizing payment in the amount of \$1010.00 is enclosed to cover the fees.
 [XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR 1.16 and all patent processing fees under 37 CFR 1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR 1.18.

BROWDY AND NEIMARK, P.L.L.C.
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RLB:kaw